

Jun 24, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

AARON JOSEPH CUNNINGHAM,

Plaintiff,

v.

NAPHCARE MEDICAL, SPOKANE
COUNTY JAIL, and NURSE JANE
DOE,

Defendants.

No. 2:19-cv-00029-SMJ

ORDER DISMISSING ACTION


By order filed April 22, 2019, the Court directed Plaintiff Aaron Joseph Cunningham to comply with 28 U.S.C. § 1915(a)(2), which requires a prisoner seeking to bring a civil action without prepayment of the filing fee to submit a certified copy of his trust fund account statement (or institutional equivalent) for the six months immediately preceding the filing of the complaint. ECF No. 7. In the alternative, the Court instructed Plaintiff to pay the \$400.00 fee (a \$350.00 filing fee plus a \$50.00 administrative fee) to commence this action under 28 U.S.C. § 1914. *Id.*

Mail sent to Plaintiff at the Spokane County Jail was returned as

1 undeliverable on April 29, 2019, with the notation "Not in Jail." ECF No. 8. Plaintiff
2 has not kept the Court apprised of his current address and has filed nothing further
3 in this action. Therefore, **IT IS ORDERED** that this action is **DISMISSED** without
4 prejudice.

5 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,
6 enter judgment, provide copies to Plaintiff at his last known address, and close the
7 file. The Court certifies any appeal of this dismissal would not be taken in good
8 faith.

9 **DATED** this 24th day of June 2019.

10 
11 SALVADOR MENDOZA, JR.
United States District Judge